Non-compliance with NHRC directives by State Government

2168. SHRI S. S. AHLUWALIA : Will the Minister of HOME AFFAIRS be pleased to state :

(a) whether it is a fact that complaints have been received by Government from the National Human Rights Commission (NHRC) about reluctance of some State Governments in complying with its directives and or in furnishing requisite details asked for by the Commission;

(b) if so, the details of the nature of complaints received from the Commission alongwith names of the accused States;

(c) if not, whether Government's attention has been drawn to the disclosures made in this regard by the Chairman, NHRC, as reported in the 'Indian Express' of 17th July, 1994; and

(d) the reaction of Government thereto ?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT): (a) No Sir.

(b) Does not arise.

(c) and (d). Government are aware of the press report in question. The Commission has not taken up this matter with this Ministry. However, all State Governments have been advised by this Ministry to extend the fullest cooperation in matters pertaining to the Commission. Issues related to allegations of custodial deaths and other violations of human rights by the law enforcement agencies are also being closely pursued with the State Governments.

Muslims detained under TADA

2169. SHRI K. RAHMAN KHAN : Will the Minister of HOME AFFAIRS be pleased to state :

(a) whether it has come to the notice of Government that a large number of Muslims have been detained under TADA during the Ayodhya disturbances;

(b) whether any action has been initiated to review the cases;

(c) whether it is a fact that the Union Home Minister has stated that some States have misused the provisions of TADA; and

(d) if so, what action Government propose to take against the misuse of the provisions of TADA by State Governments ?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT): (a) This ministry does not maintain information community-wise of the persons arrested under TADA.

(b) The State Government have reported that they are very cautious about the use of TADA and they have issued orders for review of all cases.

(c) and (d) On the report of alleged misuse of TADA the Government has reiterated that the provisions of the Act may be invoked only in very genuine cases pertaining to terrorists and disruptionists, that they should not be invoked against criminals for whom normal laws are sufficient.

Communal riots in the country

2170. SHRI MOHAMMED AFZAL alias MEFM AFZAL : Will the Miniser of HOME AFFAIRS be pleased to state :

(a) the State-wise number of incidents of communal riots that took place in the country from 1st June, 1991 till date;

(b) State-wise the number of persons killed, rendered homeless and became physically handicapped in those incidents; and

(c) the number of persons arrested in this regard?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI P. M. SAYEED): (a) to (c). Maintenance of Public Order is a State subject as stated in List-II—State List of

the Seventh Schedule of the Constitution of India. As such the State Government are primarily concerned with the law and order situation, communal riots etc. However, information is being collected from the State Governments and will be laid on the Table of the House.

New strategy of ISI

2171. SHRI V. NARAYANASAMY: Will the Minister of HOME AFFAIRS be pleased to state :

(a) whether Government's attention has been drawn to the news-item appearing in the 'Hindustan Times' dated 8th July, 1994 under the caption ISI changing strategy and they are helping to set up organisations in different parts of the country with the purpose of creating chaos, bloodshed among Hindus and Muslims by indulging in disinformation; and

(b) if so, what steps Government are taking to counter the ISIs new strategy in creating chaos in our country?

THE MINSTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT) : (a) and (b). Government has seen the news-item and is aware of the designs of ISI of Pakistan to carry out espionage sub-version and sabotage in India, in a clandestine manner and is taking all necessary steps to combat and frustrate such objectives by gearing up the intelligence machinery, sharing of intelligence and coordinated action by the concerned Central and State agencies, strengthening the deployment of para-military forces at strategic locations intensified coastal as well as Inland patrolling, construction of border fencing and flood-lighting in vulnerable stretches of the Ido-Pak border etc. Appropriate instructions have also been issued to the Navy, Coast-Guards and Customs for carrying out intensive patrolling in the high seas as well as along the coastline. The out come of these efforts is being regularly monitored.

Experts Reports about election in J & K

2172. SHRI V. NARAYANASAMY : Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether Government is planning to hold elections in Jammu and Kashmir on the basis of report submitted by experts on J&K; and

(b) if so, whether Government of India have started the political process in J&K enabling the political parties to contest the elections?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT) : (a) and (b). The Government remains committed to reactivation of the political process and the restoration of democratic institutions in this State of Jammu & Kashmir, but it is not possible to give any specific time-frame in this regard. Concerted efforts are being made to contain violence and create conditions conducive to holding of elections, despite the grave provocations and impediments being created by the vested interests. Discussions are being held on a continuing basis with the representatives of political groups with a view to activating the political elemens in the State Efforts are also being made to activate the local adminisration and to step up the pace of economic and development activity and employment opportunities with a view to bring the people into the mainstream and restore any environment of normalcy.

Persons killed in the state of Jammu and Kashmir

2173. SHRI O. P. KOHLI: Will the Minister of HOME AFFAIRS be pleased to state:

(a) the number of Indian people living in the State of Jammu and Kashmir and others not being the bonafied residents of this country, killed by the militants/terrorists and the security forces in the months of May, June and July, 1994; nationality-wise;